SINGLE BENCH

C.S. 1001

IN THE HIGH COURT OF CHHATTISGARH, AT BILASPUR

W.P.No. 5063 /2005

PETITIONER
COMPLAINANT

Raja Surendra Bahadur Singh
S/o Late Jiwendra Bahadur Singh
Aged - 63 years, Occupation-
Former M.L.A and President of
Rajkumar College Society, Raipur
R/o Harigujar Mahal, Sakti
Distt- Janjgir Champa (C.G)

Versus

RESPONDENTS

1. State of Chhattisgarh
Through- Secretary, Home Department, D.K.S Bhawan, Raipur (C.G)

2. Director General of Police,
State of Chhattisgarh, Police
Headquarter Raipur (C.G)

3. Senior Superintendent of Police
Distt- Raipur, Raipur (C.G)

4. SHO & Town Inspector, Police station, Azad Chowk, Raipur, Distt-Raipur (C.G)

5. Ashok Juneja, Present S.S.P of
Raipur Distt, Raipur (C.G)

6. D.S Parihar, SHO & T.I of Police
Station, Azad chowk, Raipur
at present posted in flying squad
R.T.O Department Raipur (C.G)

7. Suresh Chandra Tiwari, Sub- Inspector
of police station, Azad Chowk, Raipur,
at present posted in Neora Police Station
Distt- Raipur (C.G)

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30/9/05
CLERK to A. G. BILASPUR

P.R. No. 5136/05
Presented by Shri Vipan Bengali
dated 30/9/05

WRIT PETITION UNDER ARTICLES 226 /227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A WRIT IN THE NATURE OF MANDAMUS PROHIBITION, OR ANY APPROPRIATE DIRECTION OR ORDER

(1) PARTICULARS OF THE PETITIONER
As given in the cause title.

(2) PARTICULARS OF THE RESPONDENTS
As given in the cause title

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक .....W.P.NO.5068/05 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	21-10-2005 Shri Vipin Punjabi, counsel for the petitioner. Shri N.K. Agrawal, Deputy Advocate General for the State/ respondents No.1 to 4. Heard both the counsel. The petitioner has preferred this writ petition with a prayer that this Court may call for the entire records of crime No.221/2004 from the possession of the respondents and the record of unregistered complaint filed by the petitioner from the Court below, to set aside the order dated 11-5-2005 (Annexure-P/18) passed by the Lower Court and also for passing the order for further investigation of the offences. I have heard learned counsel for the parties. Perusal of the petition shows that at the complaint of the petitioner a crime No.221/2004 was registered by the Police Station Azad Chowk, Raipur on 21-9-2004 regarding breaking of the lock of the room No.11 and taking away the goods lying therein. An application was filed by the petitioner that the investigation was not proceeding at the desired speed and the Judicial Magistrate passed the order for submitting the investigation report vide order dated 6-4-2005 and in pursuance of that the investigation report was filed before the Court and same was considered on 21-4-2005. The application filed by the petitioner under Section 156 (3) of the Cr.P.C. was also considered	

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
Barve	and the Court passed the order that it was satisfied with the investigation and the Court further passed the order that if the petitioner is not satisfied with the investigation, then he is at liberty to file private complaint. The private complaint has already been filed by the petitioner herein before the Court of competent jurisdiction i.e. the Judicial Magistrate, 1st Class, Raipur and copy of the same is placed on record. Therefore, the petitioner has already filed a private complaint and he can pursue with his private complaint. Therefore, I do not find any substance in this writ petition, same is liable to be dismissed and it is accordingly dismissed. No costs. **Sd/-** **L.C.Bhadoo** **Judge**	

24.10.08 11.11.08 13/1/09